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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

ELIXIR THERAPEUTICS, LLC, a
Wyoming limited liability company,

Plaintiff, Counterclaim-Defendant,

vs.

**GLOBAL INNOVATIVE CONCEPTS,
LLC**, an Alabama limited liability company,

Defendant, Counterclaim-Plaintiff.

Case No. 3:20-cv-2055-YY

**PLAINTIFF'S MOTION FOR
EXTENSION OF CASE DEADLINES**

LR 7-1 CERTIFICATION

In compliance with Local Rule 7-1, the Plaintiff certifies that its counsel has conferred with Defendant's counsel on the relief requested herein and Defendant objects to the continuance.

MOTION

Pursuant to LR 16-3, the Plaintiff moves (1) for an extension of the current case deadlines set forth in the October 13, 2021, Scheduling Order Granting the Joint Motion for Extension of Discovery and Case Deadlines (ECF 28, 31). This Motion is supported by the Declaration of Martin Hudler, filed herewith.

Since the Court granted the last extension, Defendant has not been able to compile documents for production or prepare for deposition. Defendant's inability to advance the case recently has not been to delay resolution of the case. Instead, the recently difficulty is the result

of an unexpected family medical emergency. Specifically, Defendant's principal—Martin Hudler—was required to take his adult son to the emergency room at St. Charles Hospital in Bend, Oregon. Mr. Hudler's son was admitted to intensive care for an unknown infection, and has had to undergo multiple surgeries since being admitted. Mr. Hudler's son's condition has stabilized, but he still remains in intensive care as of the filing of this Motion. Mr. Hudler has been consumed with this crisis, and, as a result, he has been unable to finish compiling materials for discovery, or deliver those same materials to counsel. Mr. Hudler has also been unable to focus on the litigation or meet with counsel to prepare for deposition. Mr. Hudler's frame of mind is such that it would be unreasonable for him to sit for a deposition on December 16, 2021. Plaintiff respectfully requests the current deadlines be continued for 30 days, to provide sufficient time for the situation with Mr. Hudler's son to stabilize, and for Mr. Hudler to return to the office to finish compiling and production requested documents.

The new deadlines requested are reflected in the table below:

Event	Current Deadline	New Deadline
Expert Disclosures/Reports	December 15, 2021	January 14, 2022
Expert Rebuttal Reports	December 28, 2021	January 27, 2022
Dispositive Motion Deadline	January 18, 2022	February 17, 2022
Witness Lists and Exhibits Lists exchanged by	May 17, 2022	June 26, 2022
Cross-Motions in Limine	May 24, 2022	June 23, 2022
Responses to Motion in Limine	May 31, 2022	June 30, 2022
Pretrial Conference	June 17, 2022, at 9:00 a.m.	July 17, 2022
3-Day Bench Trial	June 20, 2022 at 9:00 a.m.	July 20, 2022

Plaintiff states that, based on the above-described issues, good cause exists to extend the current deadlines to the extent requested.

CONCLUSION

The Court should grant the Plaintiff's request extending the Scheduling Order deadlines as set forth above.

Dated: December 8, 2021.

Respectfully submitted,

MOTSCHENBACHER & BLATTNER LLP

/s/ Nicholas J. Henderson

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CERTIFICATE OF SERVICE

I certify that I served the foregoing **PLAINTIFF'S MOTION FOR EXTENSION OF CASE DEADLINE** on the following attorneys by the method indicated below on the 8th day of December, 2021.

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